

STEVEN A. ELLIS (SBN 171742)  
*sellis@goodwinprocter.com*  
 ALISON M. NORRIS (SBN 248711)  
*anorris@goodwinprocter.com*  
**GOODWIN PROCTER LLP**  
 601 S. Figueroa Street, 41st Floor  
 Los Angeles, California 90017  
 Tel.: 213.426.2500  
 Fax: 213.623.1673

MICHAEL J. MOLONEY III (SBN 259140)  
*mmoloney@goodwinprocter.com*  
**GOODWIN PROCTER LLP**  
 Three Embarcadero Center, 24th Floor  
 San Francisco, California 94111  
 Tel.: 415.733.6000  
 Fax: 415.677.9041

Attorneys for Defendants: *ReconTrust Company, N.A.; Mortgage Electronic Registration Systems, Inc.; Bank of America; Bank of America Home Loans, Inc.; BAC Home Loans Servicing, L.P.; Countrywide Home Loans, Inc.; The Bank of New York Mellon f/k/a The Bank of New York as Trustee for Certificate Holders CWALT, Inc. 2006 OA 11 Mortgage Pass-Through Certificates*

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

PENNY L. PATINO; TRUSTEE PENNY L.  
 PATINO'S LIVING TRUST,

Plaintiffs,

v.

RECONTRUST COMPANY, N.A.;  
 MORTGAGE ELECTRONIC  
 REGISTRATION SYSTEM, INC.; BANK OF  
 AMERICA; BANK OF AMERICA HOME  
 LOANS, INC.; BAC HOME LOANS  
 SERVICING, L.P.; COUNTRYWIDE HOME  
 LOANS, INC.; THE BANK OF NEW YORK  
 MELLON f/k/a THE BANK OF NEW YORK  
 AS TRUSTEE FOR CERTIFICATE  
 HOLDERS CWALT, INC. 2006 OA 11  
 MORTGAGE PASS-THROUGH  
 CERTIFICATES, and Does 1-50,

Defendants.

Case No. 4:11-cv-00345-CW

**ORDER GRANTING JOINT  
 STIPULATION REGARDING MOTION  
 TO DISMISS AND MOTION TO REMAND  
 HEARING DATES**

Date: June 16, 2011  
 Time: 2:00 p.m.  
 Courtroom: 2  
 Judge: Hon. Claudia Wilken

1 Based upon the parties' Joint Stipulation Regarding Motion to Dismiss and Motion to  
2 Remand Hearing Dates, dated May 11, 2011, and good cause having been shown, the hearings on  
3 defendants ReconTrust Company, N.A.; Mortgage Electronic Registration Systems, Inc.; Bank of  
4 America; Bank of America Home Loans, Inc.; BAC Home Loans Servicing, L.P.; Countrywide  
5 Home Loans, Inc.; and The Bank of New York Mellon f/k/a The Bank of New York as Trustee for  
6 Certificate Holders CWALT, Inc. 2006 OA 11 Mortgage Pass-Through Certificates' (collectively,  
7 "Defendants") Motion to Dismiss, and plaintiff Penny L. Patino's ("Plaintiff") Motion to Remand,  
8 are vacated. The motions are taken under submission on the papers. Plaintiff's opposition to  
9 Defendants' motion to dismiss and Defendants' opposition to Plaintiff's motion to remand are due  
10 May 26, 2011; replies are due June 2, 2011. The case management conference previously set for  
11 June 2, 2011 is continued to July 14, 2011.

12 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

13 Dated: May 12, 2011

14   
15 HONORABLE CLAUDIA WILKEN  
16 UNITED STATES DISTRICT COURT JUDGE  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**PROOF OF SERVICE**

I further certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on May 12, 2011.

/s/ Michael J. Moloney III  
Michael J. Moloney III

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28